

WEST VALLEY CITY, UTAH

RESOLUTION NO. 08-97

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN WEST VALLEY CITY AND PACIFICORP, AN OREGON CORPORATION, FOR THE RELOCATION OF OVERHEAD POWER LINES LOCATED ON 2700 WEST FROM 3500 SOUTH TO 3650 SOUTH.

WHEREAS, PacifiCorp, an Oregon Corporation, (“PacifiCorp”) owns and operates overhead power lines on 2700 West in West Valley City; and

WHEREAS, the Utah Transit Authority (“UTA”) is preparing to construct the West Valley Light Rail Transportation Project (the “LRT Project”) that will be situated in the center of 2700 West between 3100 South and 3650 South; and

WHEREAS, the LRT Project will require UTA to widen 2700 West and will require the relocation of certain poles and other improvements related to the power lines owned by PacifiCorp; and

WHEREAS, the City desires to relocate the distribution portion of the power lines underground and increase the height of the poles; and

WHEREAS, an agreement has been prepared for execution by and between the City and PacifiCorp. This agreement, which is attached hereto and entitled “Utility Relocation Agreement,” sets forth the rights, duties, and obligations of each of the parties with respect thereto; and

WHEREAS, the City Council of West Valley City, Utah does hereby determine that it is in the best interests of the health, safety, and welfare of the citizens of West Valley City to authorize the execution of the Utility Relocation Agreement between the City and PacifiCorp.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of West Valley City, Utah, that the Utility Relocation Agreement between the City and PacifiCorp is hereby approved in substantially the form attached, and that upon approval of the final form of the Agreements by the City Manager and the City Attorney’s Office, the Mayor is hereby authorized to execute said Agreements for and in behalf of West Valley City.

PASSED, APPROVED and MADE EFFECTIVE this _____ day of _____, 2008.

WEST VALLEY CITY

MAYOR

ATTEST:

CITY RECORDER